App. F. IX-4

Previous References. 194(. (S&A)

File No. 315-41

Serial Nos. 1, 2.

Later References.
TA 815-41 (3-4)

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Pensions

Serial Nos. Two

Part B for ~~February~~ March 1962.

SUBJECT.

Pension to Mr H. W. D'Vaz.

To
The Comptroller
The General Superintendent
C.P.S.
The Auditor. Electrical Department.

No H 5360-2 Dated 19-2-1962
Sanctions the grant of pension to
mr H. W. D'Vaz Asst Supt Electrical dept-

DR Gyaste
0-3-19-62

Pension to Mr H. W. D'Vaz Asst Supdt

General and Revenue Secretariat | S & A File No. 315 of 1941. | [App. F. III-2

Serial No.

From

The Comptroller

Letter No 4044/Pen dated 19-1-42

Requests, in the circumstances stated therein, as to whether Mr D'V Asst Supdt Electrical Dept, may be deemed to have drawn the Provident Fund under Protest so as to enable to him to draw pensi

The Electrical Secretariat may be requested to furnish the following particulars together with remarks, if any.

1) whether there are any correspondence from the officer which directly or indirectly can be construed as having been permitted to him to draw the entire Government at his credit under protest.

2) whether there are similar other cases.

3) whether there are cases where specific endorsements have been issued to the effect that the entire amount may be withdrawn, pending consideration of introducing the

NOTE—Cont. Sheet.

WD 04155--GPB—55,000—23-10-41

Pension to the H. W. D'Cruz

Serial No.

Pension to Issue
and Secl for orders

Vide 26/1/42

This does not appear to be a material point, if on other grounds, he is entitled to the benefits of the pension scheme. It may be seen that this officer entered service in the Regular Estt. on 1.1.1908. He was holding temporary posts in the Elec. Deptt. till 31.10.1919 & was confirmed with effect from 1.11.1919. He retired from service from 5.10.1939. He satisfies all the essential requirements of the G.O. extending the pension scheme to the Elec. Deptt. Even in worse cases, Govt have taken a lenient view and the mere circumstance that he did not draw the ~~Govt~~ Govt's contribution to his P.F. under protest does not seem to vitiate his otherwise good case. He has subsequently refunded the amount also.

It may be pointed out in this connection that there are instances - of M/S. Ramarao & others -- who have drawn & utilized the Govt contribution, which, it has been ordered, might be adjusted out of the arrears of pension. ~~Given to him as a~~ In the light of these ~~xxx~~ considerations

2817/8

General and Revenue Secretariat — S&A File No. 315 of 1941. [App. F. III-2

Serial No.

Mr. Vaz may be admitted to the pension scheme subject to riders.

Bg 26/1/42

FEB 4 1942
7642

Taking all the circumstances of the case into consideration, the condition that the P.T. should have been "under protest" need not be rigidly insisted upon, especially as the agent has refunded in full the P.T. (bonus) drawn by him in excess of the pension arrears that would be due to him.

A

He may be admitted to the pension benefit.
(one Sec. Elec. also may peruse the papers)

CJA 27/1

OFFICE OF THE MINISTER FOR EDUCATION
Date 2-2-42
No. 4180

Dy Sec
I also agree with views of D. Elec Eng
also Secretary

HS 28/1/42

1651
30.1.42

D.972
02.2.42

Yes.
29/1/42

Secretary Electrical Depot
CJA 29/1

Pension to Saints Chin

NOTE—Cont. Sheet.

W.D. 04155—G.I.P.—55,000—23-10-41

Pension to Flr H. W. D'Vaz.

File No. [illegible] of 194[illegible].

General and Revenue Secretariat

Serial No.

No E-D-8-2388
8/6-2-42.

Financial Secretary
M/c

AS
7.2.42
JDJ 7/2

Advance is put up for approval or other orders

9/2/42

CPR
10/2/42

Dy Secy
JHS) JDJ 10/2

AS
Mr T+R) 17.2

CPR 17/2

AS
17.2.42
JDJ 17/2

To

The Comptroller
The General Superintendent
Carwar Power Scheme
The Auditor, Electrical Dept

No Fl 5360-2 dated 19-2-42
Sanctions the grant of pension to Flr H. W. D'Vaz, Asst Supdt Electrical Dept

OFFICE FOR [illegible]
No 4738

SJA 315-41-1

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

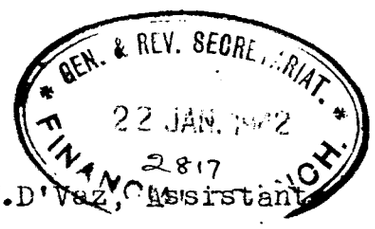
No 404/Pen. Bangalore, dated 19th January 1942.

From

M. VIRARAJA URS, Esq., B.A., B.L.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

To

Rajasevaprasakta
A.N.Raghavachar, Esq., M.A.,
Financial Secretary to Government of Mysore,
Bangalore.



Sir,

I have the honour to state that one Mr.H.W.D'Vaz, Assistant Superintendent, retired from service from 5-10-1939 and drew his Provident Fund in full. The Auditor, Electrical Department states Flag B that he is eligible to pension under the terms of the Government order No.E.D.S.425-428 dated 15-8-1941 sanctioning the introduction of pension to the employees of the Electrical Department. It is seen from the records that this officer drew the entire Government con- Flag C tribution to the Electrical Department Provident Fund on 9-12-1939 and that a sum of Rs.1,541-12-6 was refunded soon after the pension scheme was sanctioned by Government. The General Superintendent, C.P.S. has recorded his opinion in his letter No.15247 dated 8-1-1942 (enclosed) in reply to this office memo No.273 dated 2-1-1942(enquiring whether the officer drew the Government contribution under protest) But there is no clear proof that he drew the amount under protest to entitle him to pension under the terms of Government Order dated - Flag A 15-8-1941 referred to above.

I request orders of Government as to whether, in the circumstances of the case, Mr.D'Vaz may be considered to have drawn the Provident Fund under protest entitling him now to the grant of pension.

The file of pension papers received from the General Superintendent C.P.S. is enclosed herewith for your kind reference and return.

I have the honour to be
Sir,
Your most obedient servant,
M. Viraraja Urs
Comptroller.

KR/17.

G. R. S. App. F VI—G 2]

SUBJECT ..... 5 copies .....

.....

.....

Diary No. of letter replied to.....

Section S-A

File No. 315-41

Serial No. 2

General and Revenue Secretariat

( )

the *193* .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue ..... 19-2-1942.

Read—

G. O. No E. D. S 425-428 dated 15-8-41 sanctioning the benefits of pension to certain employees borne on the regular establishment of the Electrical Dept.

2.) Letter No 4054/Pen Order thereon.—No. dated 19-1-42 from the Comptroller to Govt reporting that Mr. H. V. D'Vaz, Asst. Superintendent, Band, State Bangalore Power and Lighting, retired from service on 5-10-1939 and drew his (including his own contribution) the entire amount of the

Signed by ..... Mr. C. G. L. .....

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press?

(vi) published in the Gazette, Kannada Part ?

the Civil Provident Fund

at his credit on 9-12-1939

and that the officer has also

refunded in full the amount

of Provident Fund (towards)

obtained by him in excess of

the arrears of pension that

would be due to him, if he

had been admitted to

the benefit of pension

and, soliciting orders, if the

case be deemed to ~~have obtained~~ be eligible to get pension under the G.O. read above.
in the circumstances mentioned

~~the Provident Fund amount on~~

"under forfeit" entitling him to

the grant of pension under the

provisions of the G.O read above.

List of Enclosures

Under P. 5360-41 / Encls

I appln with file of Corresp
" Service Roll

The ~~Consideration~~ Considering

Consideration of all aspects of *Copied by*

the case, Govt are pleased *Examined by*

to direct, that the H.W. D'Vaz.

Asst, in the Bureau of Statistics

Bldgs, Fort Power and Lighting

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

be admitted to the benefits of Pension Scheme ~~as~~ sanctioned to the Electrical Dept in the G.O ~~read above~~ No. E.D.S 425-28 d. 15.8.41

for Fl Secy to Govt

10

The Comptroller (with the records)
The General Supdt Cauvery Power Bangalore Scheme
The Auditor, Electrical Dept

copy to:— The Secretary to Govt Electrical Dept

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read:-

Government Order No.E.D.S.425-428 dated 15th August 1941 sanctioning the benefits of pension to certain employees borne on the regular establishment of the Electrical Department.

2) Letter No.404/Pen. dated 19th January 1942 from the Comptroller to Government reporting that Mr. H.W.D'Vaz, Assistant Superintendent, B and C.Stations, Bangalore Power and Lighting, retired from service on 5th October 1939 and drew the entire amount (including the Government contribution) of the Electrical Provident Fund at his credit on 9th December 1939 and that the Officer has since refunded in full the amount of "Provident Fund" (bonus) drawn by him in excess of the arrears of pension that woul be due to him, if he were to be admitted to the benefits of pension and soliciting orders, if in the circumstances mentioned he can be deemed to be eligible to get pension under the Governmen Order read above.

*****

Order No. F 5360-62/SRA 315-41-2 — Encls 1 Appln 1 file of Corresp. 1 Ser. Regn.

Dated, Bangalore, 19 February 1942.

After considering all aspects of the case, Government are pleased to direct, that Mr. H.W. D'Vaz, Assistant Superintendent, B and C. Stations, Bangalore Power and Lighting be admitted to the benefits of the pension scheme sanctioned to the Electrical Department in the Government Order No.E.D.S.425-28 dated

P.T.O.

15th August 1941.

for Secretary to Government
Financial Department.

To--The Controller to Government. (with the records)
The General Superintendent, Cauvery Power Scheme, Bangalor
The Auditor, Electrical Department.